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16 UNITED STATES DISTRICT COURT

17 DISTRICT OF NEVADA

18 UNITED STATES OF AMERICA, *ex*  
*rel.*, Joshua Luke,

Case No. 2:13-cv-01319-APG-VCF

20 Plaintiff,

21 v.  
22 HEALTHSOUTH CORPORATION, *et*  
*al.*

**STIPULATION AND  
ORDER PERMITTING A  
CONSOLIDATED OPPOSITION AND  
CONSOLIDATED REPLY WITH  
CONSOLIDATED PAGE LIMITS ON  
DEFENDANTS' THREE MOTIONS TO  
DISMISS**

23 Defendants.

24 Plaintiff-Relator Joshua Luke by and through his undersigned counsel, and Defendants  
25 HealthSouth Corporation, HealthSouth of Henderson, Inc., Kenneth Bowman, Jerry Gray, and  
26 Jaya Patel (“Defendants”), by and through their undersigned counsel of record, hereby stipulate  
27 and agree, subject to the Court’s approval as follows:  
28

1. On July 24, 2017, Defendants filed three motions to dismiss in this action – a joint motion (Dkt. No. 58); a Motion by Defendants HealthSouth of Henderson, Jaya Patel, Kenneth Bowman, and Jerry Gray filed a Motion to Dismiss for Failure to State a Claim or, in the Alternative, for a More Definite Statement and Supporting Memorandum Based on the Limitation of “Count One” on July 24, 2017 (Dkt. No. 59) and a Motion by Defendants HealthSouth Corporation and Jerry Gray filed a Motion to Dismiss for Failure to State a Claim Based on Alleged “Inaction” on July 24, 2017 (Dkt. No. 60). Together, the three briefs in support of these motions total 38 pages. Dr. Luke’s response is due to be filed August 7, 2017. Defendants’ reply is due to be filed August 14, 2017.

2. Dr. Luke believes that it will be simpler and more efficient to file one consolidated response, rather than burden the Court with three briefs each of which could (under the rules) be as long as 25 pages. By consolidating the briefing, Dr. Luke would file a single brief that would be no longer than the combined length of Defendants' three briefs.

3. Likewise, and for the same reasons, Defendants would file a single consolidated reply brief that would be no longer than one-half the combined length of Defendants' three briefs.

4. Accordingly, the parties respectfully request that (1) Dr. Luke be permitted to file a single consolidated opposition in one brief limited to no more than 38 pages, and (2) Defendants be permitted to file a single consolidated reply brief limited to no more than 19 pages.

**IT IS SO ORDERED.**

Dated: August 2, 2017.



1 DATED this 1st day of August, 2017.

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Kenneth Bowman, and Jerry Gray*

22 IT IS SO ORDERED:  
23  
24 ~~UNITED STATES MAGISTRATE JUDGE~~  
25 DATED: \_\_\_\_\_  
26  
27  
28